

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

NIGEL E. JACKSON,)	
<i>on behalf of himself and all similarly</i>)	
<i>situated individuals,</i>)	
)	
)	
Plaintiff,)	Civil Action No. 3:21-cv-00211-DJN
)	
v.)	
)	
GENUINE DATA SERVICES, LLC,)	
)	
Defendant.)	

**DEFENDANT GENUINE DATA SERVICES, LLC’S MOTION TO DISMISS THE
AMENDED COMPLAINT UNDER RULE 12(b)(2) FOR LACK OF PERSONAL
JURISDICTION AND RULE 12(b)(3) FOR IMPROPER VENUE OR, IN THE
ALTERNATIVE, TO TRANSFER**

Defendant, Genuine Data Services, LLC (“GDS”), by counsel, and pursuant to Federal Rules of Civil Procedure 12(b)(2), and 12(b)(3) and 28 U.S.C. §§ 1404(a), 1406(a), submits this Motion to Dismiss the Amended Complaint Under Rule 12(b)(2) for Lack of Personal Jurisdiction and Rule 12(b)(3) for Improper Venue or, in the Alternative, to Transfer. The reasons for this Motion are set forth in the memorandum contemporaneously filed herewith.

WHEREFORE Defendant GDS respectfully requests that the Court enter an order: (1) dismissing Plaintiff’s claims for lack of personal jurisdiction under Federal Rule of Civil Procedure 12(b)(2); (2) dismissing Plaintiff’s claims for improper venue under Federal Rule of Civil Procedure 12(b)(3); or, alternatively, (3) transferring this case to the U.S. District Court for the Northern District of Texas.

Dated: August 13, 2021

Respectfully submitted,

GENUINE DATA SERVICES, LLC

By: /s/ H. Scott Kelly

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Counsel for Defendant Genuine Data Services, LLC

CERTIFICATE OF SERVICE

I hereby certify that on August 13, 2021, I caused the foregoing document to be filed with the Clerk of Court using the CM/ECF system, which will send notice of electronic filing to all counsel of record.

By: /s/ H. Scott Kelly

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